

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

YOMARA CANEDO AVENA,

Defendant.

Case No. 22-541 BAT

DETENTION ORDER

Ms. Canedo Avena is charged with one count of possession of controlled substances with intent to distribute, 21 U.S.C. §§ 841(a)(1), (b)(1)(A), and 18 U.S.C. § 2. The Court held a detention hearing on November 9, 2022, pursuant to 18 U.S.C. § 3142(f), and based upon the reasons for detention stated on the record and as hereafter set forth, finds:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. There is a rebuttable presumption of detention pursuant to 18 U.S.C. § 3142(e).
2. Ms. Canedo Avena poses a risk of nonappearance due to significant ties to a foreign country, conflicting information regarding length of residence in the United States, and lack of ties to this district. In addition, her employment was not corroborated.
3. Ms. Canedo Avena poses a risk of danger due to the nature of the offense.

1 4. Based on these findings, and for the reasons stated on the record, there does not
2 appear to be any condition or combination of conditions that will reasonably assure
3 Ms. Canedo Avena's appearance at future court hearings while addressing the
4 danger to other persons or the community.

5 5. Taken as a whole, the record does not effectively rebut the presumption that no
6 condition or combination of conditions will reasonably assure the appearance of
7 Ms. Canedo Avena as required and the safety of the community.

8 IT IS THEREFORE ORDERED:

9 (1) Ms. Canedo Avena shall be detained pending trial, and committed to the custody
10 of the Attorney General for confinement in a correction facility separate, to the
11 extent practicable, from persons awaiting or serving sentences or being held in
12 custody pending appeal;

13 (2) Ms. Canedo Avena shall be afforded reasonable opportunity for private
14 consultation with counsel;

15 (3) On order of a court of the United States or on request of an attorney for the
16 government, the person in charge of the corrections facility in which Ms. Canedo
17 Avena is confined shall deliver her to a United States Marshal for the purpose of
18 an appearance in connection with a court proceeding; and

19 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
20 counsel for Ms. Canedo Avena, to the United States Marshal, and to the United
21 States Pretrial Services Officer.

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1 Dated this 9th day of November, 2022.

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4 MICHELLE L. PETERSON
5 United States Magistrate Judge
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